

SENATE BILL 2369
By Harper

AN ACT to amend Tennessee Code Annotated, Section 2-3-109,
relative to elderly and handicapped voters.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 2-3-109(e), is amended by deleting the last sentence of subdivision (1) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 2-3-109(e)(2), is amended by deleting subdivision (A) in its entirety and by substituting instead the following:

(A) Elderly or handicapped voters assigned to vote in precincts wherein the polling place is not accessible may vote at the election commission office on election day. Such voter shall complete an affidavit at the election commission office stating that such voter's designated voting location, to the best of the voter's knowledge, does not comply with the provisions of the Public Law 98-435 of the 98th Congress. The election commission shall maintain a record of all affidavits completed pursuant to this subsection and shall not require a voter to complete more than one (1) such affidavit. Upon receipt of such affidavit, the registrar shall remove the voter's duplicate permanent registration card from the precinct binder and place the same in an alphabetical book to be used at the election office on election day. The election commission may vote persons voting hereunder on paper ballot or on voting machines, in the discretion of the voting commission.

SECTION 3. Tennessee Code Annotated, Section 2-3-109(e)(2), is further amended by adding a new subdivision thereto, as follows:

(C)(1) Each county election commission shall be responsible for notifying the officer of election on election day of any elderly or handicapped voter who votes at the election commission office.

(2) The state election coordinator shall ensure that each county election commission takes the necessary steps to notify such elderly or handicapped voter's voting precinct of the filing of the voter's affidavit for future elections.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

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